

83 - 1469

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No.

ALEXANDER L. STEVENS
CLERK

IN THE

Supreme Court of the United States

October Term, 1983

BEN SCHWARTZ,

Petitioner,

vs.

THE PEOPLE OF THE STATE OF NEW YORK,

Respondent.

**ON PETITION FOR A WRIT OF CERTIORARI TO THE SUPREME
COURT OF THE STATE OF NEW YORK, APPELLATE DIVISION,
FIRST DEPARTMENT**

Supplemental Appendix to Petition for Certiorari

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**Order of Affirmance by the Supreme Court of the State of
New York, Appellate Division, First Judicial Depart-
ment.**

At a term of the Appellate Division of the
Supreme Court held in and for the First Ju-
dicial Department in the County of New
York, on October 18, 1983.

Present:

Hon. Theodore R. Kupferman,
Justice Presiding,
Joseph P. Sullivan,
Samuel J. Silverman,
Max Bloom,
Fritz W. Alexander, II,
Justices.



THE PEOPLE OF THE STATE OF NEW YORK,

Respondent,

against

BEN SCHWARTZ,

Defendant-Appellant.



An appeal having been taken to this Court by the defendant-appellant from the judgment of the Supreme Court, New York County (Stanley Sklar, J.), rendered on May 4, 1979, convicting defendant of criminal possession of stolen property in the second degree, and said appeal having been argued by Joseph Panzer of counsel for the appellant, and by Daniel J. Castleman of counsel for the respondent; and due deliberation having been had thereon,

It is unanimously ordered and adjudged that the judgment so appealed from be and the same is hereby, in all things, affirmed. The case is remitted to the Supreme Court, New York County, for further proceedings pursuant to CPL 460.50(5).

ENTER:

JOSEPH J. LUCCHI
Clerk.